

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

SUSAN UTTER

§

*Plaintiff,*

§

v.

§

Civil Action No. 4:21-cv-00422-SDJ

KUEHNE NAGEL, INC.

§

*Defendant*

§

§

§

**AGREED MOTION TO DISMISS WITH PREJUDICE**

Having resolved all differences in the captioned litigation by signing a settlement agreement with consideration exchanged therein, Plaintiff Susan Utter and Defendant Kuehne Nagel, Inc., collectively the “Parties”, move for dismissal with prejudice of all claims asserted upon one another or that could have been asserted upon one another in this action, with each party bearing its own costs. Defendant does not oppose this motion.

WHEREFORE, PREMISES CONSIDERED, the Parties pray that the Court enter an Order of Dismissal with Prejudice in this case, and that costs be taxed against the party incurring same.

Respectfully Submitted

**KILGORE & KILGORE, PLLC**



By:

Nicholas A. O’Kelly  
State Bar No. 15241235  
nao@kilgorelaw.com  
**KILGORE LAW CENTER**  
3109 Carlisle Street  
Dallas, TX 75204-2471  
(214) 969-9099 – Telephone  
(214) 953-0133 – Facsimile

**ATTORNEY FOR PLAINTIFF  
SUSAN UTTER**

**OBERMAYER REBMAN MAXWELL &  
HIPPEL LLP**



By:

MELISSA ATKINS  
State Bar No. 02883500  
Centre Square West  
1500 Market Street | Suite 340  
Philadelphia, PA 19102-2101  
melissa.atkins@obermayer.com  
(215) 665-3146 - Telephone  
(215) 665-3165 - Facsimile

**COUNSEL FOR DEFENDANT  
KUEHNE NAGEL, INC.**

**CERTIFICATE OF SERVICE**

This is to certify that the foregoing document was served upon all counsel of record via ECF electronic notice on this 18<sup>th</sup> day of October, 2021.



\_\_\_\_\_  
Nicholas A. O'Kelly